

Introduced by Senator La Malfa
(Principal coauthor: Assembly Member Nielsen)

February 21, 2012

An act to add Section 9063.9 to the Health and Safety Code, relating to cemeteries.

LEGISLATIVE COUNSEL'S DIGEST

SB 1131, as introduced, La Malfa. Public cemetery districts: interments.

The Public Cemetery District Law specifies the procedures for the formation of public cemetery districts, procedures for the selection of the district board of trustees and officers, and the powers and duties of the board. That law limits interments in public cemetery district cemeteries to residents of the district and nonresidents who meet specified criteria. Existing law also permits interments of nonresidents in designated public cemetery districts, under certain circumstances.

This bill would authorize a public cemetery district within a 50-mile radius of a National Veterans Cemetery or a State Veterans Cemetery to inter nonresidents and nonproperty taxpayers, if specified conditions are met.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9063.9 is added to the Health and Safety
- 2 Code, to read:
- 3 9063.9. Notwithstanding Section 9060, a public cemetery
- 4 district within a 50-mile radius of a National Veterans Cemetery

- 1 or a State Veterans Cemetery may use its cemetery for up to a total
2 of 100 interments, for interment in the ground or a columbarium
3 of any person who is not a resident or a property taxpayer of the
4 district if all of the following apply:
- 5 (a) The board of trustees determines that the cemetery has
6 adequate space for the foreseeable future.
- 7 (b) The district has an endowment care fund that requires at
8 least the minimum payment set pursuant to Section 9065.
- 9 (c) The district requires the payment of a nonresident fee set
10 pursuant to Section 9068.